



PATENT  
Customer No. 22,852  
Attorney Docket No. 2508.0092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Thierry CROST et al. ) Group Art Unit: 1723  
Application No.: 09/937,558 ) Examiner: Menon, Krishnan  
Filed: January 3, 2002 )  
For: NON-THROMBOGENIC ) Confirmation No.: 2328  
SEMIPERMEABLE MEMBRANE )  
AND METHOD FOR MAKING )  
SAME )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document on the attached Form PTO/SB/08. This Information Disclosure Statement is being filed with the filing of a Request for Continued Examination in the above-referenced application.

A copy of the listed non patent literature document is enclosed. Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed document is material or constitute "prior art." If the Examiner applies the document as prior art against any

claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement that is not otherwise accounted fore, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: May 13, 2005

By:   
Aaron L. Parker  
Reg. No. 50,785

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>				<b>Application Number</b> 09/937,558 <b>Filing Date</b> January 3, 2002 <b>First Named Inventor</b> Thierry CROST et al. <b>Art Unit</b> 1723 <b>Examiner Name</b> Menon, Krishnan	
Sheet	1	of	1	<b>Attorney Docket Number</b> 2508.0092	<small>PATENT &amp; TRADEMARK OFFICE</small> <small>U.S. DEPARTMENT OF COMMERCE</small>

## **U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

## **FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

## **NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		David A. Lane, Ph.D. and Ulf Lindal, M.D., Ph.D., "Heparin Chemical and biological properties, clinical applications," <i>Surface Immobilized Heparin</i> 1999, p. 598.	

Examiner Signature		Date Considered	
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.